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06                   UNITED STATES DISTRICT COURT  
07                   WESTERN DISTRICT OF WASHINGTON  
08                   AT SEATTLE

09                   UNITED STATES OF AMERICA,                 )  
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Offense charged: Illegal reentry after deportation in violation of 8 U.S.C. § 1326(a).

Date of Detention Hearing: July 15, 2005

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) The Pretrial Services Report of July 15, 2005, reveals that there is an immigration detainer lodged against the defendant.

(2) Defendant has an extensive criminal history record with several charges that involve violent offenses.

(3) Defendant is a citizen of Mexico and viewed as a risk of nonappearance.

01           (4)    Defendant's ties to this community and to the Western District of Washington are  
02 unknown.

03           (5)    Defendant is viewed as a risk of danger due to the nature of the pending charges  
04 and his criminal history.

05           (6)    There appear to be no conditions or combination of conditions that will  
06 reasonably assure the defendant's appearance at future Court hearings.

07           (7)    Defendant has stipulated to detention and has reserved the right to contest his  
08 continued detention if there is a change in circumstances.

09           IT IS THEREFORE ORDERED:

10           (1)    Defendant shall be detained pending trial and committed to the custody of the  
11                 Attorney General for confinement in a correction facility separate, to the extent  
12                 practicable, from persons awaiting or serving sentences or being held in custody  
13                 pending appeal;

14           (2)    Defendant shall be afforded reasonable opportunity for private consultation with  
15                 counsel;

16           (3)    On order of a court of the United States or on request of an attorney for the  
17                 government, the person in charge of the corrections facility in which defendant  
18                 is confined shall deliver the defendant to a United States Marshal for the purpose  
19                 of an appearance in connection with a court proceeding; and

20           (4)    The Clerk shall direct copies of this Order to counsel for the United States, to  
21                 counsel for the defendant, to the United States Marshal, and to the United States  
22                 Pretrial Services Officer.

23           DATED this 15th day of July, 2005.

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JAMES P. DONOHUE  
United States Magistrate Judge